

THURSDAY, JANUARY 27, 2000
FORTY-SIXTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Wood.

Representative Wood led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 96

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Kernell; illness.

Representative McAfee; family illness.

Representative Mumpower; personal reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 2004: Rep(s). Walley and Fraley as prime sponsor(s).

House Bill No. 2006: Rep(s). Walley as prime sponsor(s).

MESSAGE FROM THE SENATE

January 27, 2000

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 55, 377, 383, 384, 385, 386, 387, 388, 389, 390, 395 and 397; all concurred in by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

MESSAGE FROM THE GOVERNOR

January 27, 2000

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 409, with his approval.

MICHELLE LONG, Counsel to the Governor.

MESSAGE FROM THE SENATE

January 27, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 546, 547, 548, 550, 551, 552, 553 and 554; all adopted for concurrence.

RUSSELL HUMPHREY, Acting Chief Clerk.

Senate Joint Resolution No. 546 -- Memorials, Recognition - Our Lady of Fatima Catholic Church, dedication. by *Clabough.

Senate Joint Resolution No. 547 -- Memorials, Death - Margaret Frances Talley Bone. by *Rochelle, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Wornack.

Senate Joint Resolution No. 548 -- Memorials, Professional Achievement - John Rose, President, Transcender Corporation, 1999 Music City Future 50 award winner. by *Rochelle, *Harper, *Springer, *Burks.

Senate Joint Resolution No. 550 -- Memorials, Heroism - Ray Champine. by *Herron.

Senate Joint Resolution No. 551 -- Memorials, Sports - 1999-2000 Martin Middle School cheerleading squad, National Cheerleading Association Divisional National Champions. by *Herron.

Senate Joint Resolution No. 552 -- Memorials, Death - William Hunt. by *Herron.

Senate Joint Resolution No. 553 -- Memorials, Professional Achievement - David Brooks, System Winner, 1999 Science Educator of the Year Program. by *Herron.

Senate Joint Resolution No. 554 -- Memorials, Public Service - Dr. Charles Smith, Chancellor, Board of Regents. by *Womack, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Rep. Ferguson and the members of the House Agriculture Committee were recognized in the Well to introduce Mr. Ralph Rainey.

RESOLUTION READ

The Clerk read House Resolution No. 114 honoring Mr. Rainey for his accomplishments in the Future Farmers of America.

House Resolution No. 114 -- Memorials, Academic Achievement - Ralph Ramey, FFA national award recipient. by *Ferguson, *Givens, *Bowers, *Caldwell, *Bone, *Windle, *Baird, *Goins, *Ford S, *Roach, *Dunn, *Walker (Rhea).

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for January 31, 2000:

House Resolution No. 127 -- Memorials, Sports - Tennessee Titans, AFC Championship & Super Bowl XXXIV. by *Jones U (Shelby), *DeBerry J, *DeBerry L, *Kerr, *Baird, *Todd, *Miller L, *Pleasant, *Cooper B, *Townes, *Pruitt, *Langster, *Hargett, *Jones, S., *Odom, *West, *Garrett, *Briley, *McMillan, *Turner (Shelby).

House Joint Resolution No. 410 -- Memorials, Sports - Donelson Christian Academy Varsity cheerleaders, FCC Champions. by *West.

House Joint Resolution No. 412 -- Memorials, Recognition - Odd Fellows and Rebekah Lodge, "Lights for Peace" Ceremony. by *West.

House Joint Resolution No. 413 -- Memorials, Sports - Covington High School baseball team, 1999 Class AA state champions. by *Naifeh.

House Joint Resolution No. 414 -- Memorials, Public Service - Terry Kimbro, H.C. Hardy Volunteer of the Year. by *Odom.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for January 31, 2000:

Senate Joint Resolution No. 546 -- Memorials, Recognition - Our Lady of Fatima Catholic Church, dedication. by *Clabough.

Senate Joint Resolution No. 548 -- Memorials, Professional Achievement - John Rose, President, Transcender Corporation, 1999 Music City Future 50 award winner. by *Rochelle, *Harper, *Springer, *Burks.

Senate Joint Resolution No. 550 -- Memorials, Heroism - Ray Champine. by *Herron.

Senate Joint Resolution No. 551 -- Memorials, Sports - 1999-2000 Martin Middle School cheerleading squad, National Cheerleading Association Divisional National Champions. by *Herron.

Senate Joint Resolution No. 552 -- Memorials, Death - William Hunt. by *Herron.

Senate Joint Resolution No. 553 -- Memorials, Professional Achievement - David Brooks, System Winner, 1999 Science Educator of the Year Program. by *Herron.

Senate Joint Resolution No. 554 -- Memorials, Public Service - Dr. Charles Smith, Chancellor, Board of Regents. by *Womack, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L., *Dixon, *Elsea, *Ford J., *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J., *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 2608 -- Private Investigators - Revises and reenacts "Private Investigators Licensing and Regulatory Act." Amends TCA Title 62, Chapter 26. by *Hargrove.

House Bill No. 2609 -- Telecommunications - Modifies remedies of service provider for non-payment of service charges Amends TCA Title 7, Chapter 86. by *Hargrove.

House Bill No. 2610 -- Consumer Protection - Revises provisions concerning Do Not Call Register relating to telephone solicitation. Amends TCA Section 65-4-405. by *Hargrove.

House Bill No. 2611 -- Telecommunications - Moves up effective date of Tennessee regulatory authority's database of persons who object to receiving telephone solicitations from 7/1/00 to 4/1/00; requires entity to pay \$500 before 3/15/00 to register for access to Do Not Call Register Amends TCA Section 65-4-405. by *Hargrove.

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House Bill No. 2612 -- Evidence - Raises limit on prima facie presumption of reasonableness and necessity for medical bills from \$2,500 to \$5,000. Amends TCA Section 24-5-113. by *Hargrove.

House Bill No. 2613 -- Victims' Rights - Removes appeal provision pertaining to decisions of Tennessee claims commission under Criminal Injuries Compensation Act; restricts compensation claims to small claims docket, unless properly removed. Amends TCA 40-24-107, Section 67-4-606; Title 29, Chapter 13, Parts 1 and 3, and Title 9, Chapter 8. by *Hargrove.

House Bill No. 2614 -- Radio and Television - Requires governing board of municipal electric systems to also post notice of intent to proceed with offering additional services, which may include cable television, Internet or related services, at municipal building and public library within municipality, in addition to publishing in newspaper of general circulation. Amends TCA Title 7, Chapter 52. by *Hargrove.

House Bill No. 2615 -- Codes - Allows trough systems with continuously running water in men's restrooms located in publicly and privately owned facilities where public congregates. Amends TCA Title 68, Chapter 120, Part 5. by *Hargrove.

House Bill No. 2616 -- State Government - Requires official or entity reporting to member of general assembly as required by statute to include a brief synopsis of official's or entity's findings in notice that report has been published. Amends TCA Title 3, Chapter 1, Part 1. by *Hargrove.

House Bill No. 2617 -- Publications, State - Requires official or entity reporting to member of general assembly as required by statute to include brief synopsis of official's or entity's findings in notice that report has been published. Amends TCA Titles 1 through 71. by *Hargrove.

House Bill No. 2618 -- Victims' Rights - Raises maximum award to victim of crime under the Criminal Injuries Compensation Act from \$12,000 to \$18,000, and the maximum supplemental award under such act from \$8,000 to \$12,000. Amends TCA Title 16, Chapter 3, Part 8; Title 29, Chapter 13 and Title 40. by *Hargrove.

House Bill No. 2619 -- Capitol - Prohibits public parking in legislative parking facility during special and regular general assembly sessions on Monday through Thursday evenings Amends TCA Title 4, Chapter 8, Part 1. by *Hargrove.

House Bill No. 2620 -- Capitol - Requires building commission to expand policies to include mechanism for approval of statues, monuments or other memorials to be placed on the Bicentennial Mall, in capitol building or on capitol grounds Amends TCA Title 4. by *Hargrove.

House Bill No. 2621 -- State Government - Requires departments or agencies subject to substantial litigation liability to report to department of audit; specifies report contents; requires department to file cumulative report with governor, members of the general assembly and depository libraries. Amends TCA Title 4, Chapter 4. by *Hargrove.

House Bill No. 2622 -- Building Commission, State - Authorizes state building commission to award contracts for traffic flow control design as well as other design and planning services Amends TCA Title 4. by *Hargrove.

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House Bill No. 2623 -- Victims' Rights - Authorizes victim whose rights under Constitution of Tennessee, Article I, Section 35, have been violated to seek writ of mandamus, injunction or other form of equitable relief in jurisdiction where such violation occurred. Amends TCA Title 40, Chapter 38. by *Hargrove.

House Bill No. 2624 -- Witnesses - Extends to persons, who are summoned as witnesses, employment protections similar to those protections enjoyed by persons who are summoned to perform jury duty. Amends TCA Title 24, Chapter 2, Part 1. by *Hargrove.

House Bill No. 2625 -- Montgomery County - Subject to local approval, revises motor vehicle privilege tax provisions for dealers and manufacturers Amends Chapter 283 of the Private Acts of 1967; as amended. by *Head, *McMillan.

House Bill No. 2626 -- Tort Liability - Limits conditions under which liability is unaffected to gross negligence, willful or wanton conduct Amends TCA Title 70, Chapter 7. by *McCord.

***House Bill No. 2627** -- Motor Vehicles, Titling and Registration - Reauthorizes issuance of new specialty earmarked license plates for Tennessee Councils of Boy Scouts of America Amends TCA Title 55, Chapter 4. by *McCord.

House Bill No. 2628 -- Fentress County - Subject to local approval, creates hotel/motel tax of 5 percent; requires county legislative body to review operation of act and percentage of tax in four years. by *Windle.

***House Bill No. 2629** -- Utilities, Utility Districts - Provides that commissioners serving on board of the Bedford County utility district may not hold any other federal, state, county or local elected office; provides that four of commissioners shall be elected from specified districts and one commissioner shall be elected from county at large. Amends TCA Section 7-82-307(t). by *Phillips.

House Bill No. 2630 -- Hospitals and Health Care Facilities - Authorizes board to issue temporary suspension of health care facility license at request of licensee if board finds that licensee has need for temporary suspension and licensee intends to continue operations after suspension period. Amends TCA Title 68, Chapter 11, Part 2. by *Walley.

House Bill No. 2631 -- Hospitals and Health Care Facilities - Declares that any hospital satisfying standards established by Joint Commission on Accreditation of Healthcare Facilities relative to timeliness of medical records deemed to comply with state facility licensing board relative to timeliness of records. Amends TCA Title 68, Chapter 11, Part 2. by *Walley.

House Bill No. 2632 -- Debtor Creditor Relations - Allows judgment creditor to serve interrogatories limited to issues relative to recovery of assets on third party whom such creditor believes possesses property of judgment debtor. Amends TCA Title 29. by *Buck.

House Bill No. 2633 -- Civil Procedure - Requires parties against whom default judgment sought be served with written notice of application five days before hearing regardless of whether party has made an appearance in action. Amends TCA Title 20. by *Buck.

House Bill No. 2634 -- Motor Vehicles, Tinting and Registration - Prohibits person violating antique motor vehicle registration provisions from applying for such registration for ten years rather than five years. Amends TCA Title 55. by *Buck.

House Bill No. 2635 -- State Symbols - Requires all Tennessee state flags produced and all representations thereof to have included thereon legend sufficient to clearly indicate proper manner to fly or display such flag Amends TCA Title 4, Chapter 1, Part 3. by *Buck.

House Bill No. 2636 -- Escheat - Authorizes certain tangible personal property to escheat to state and to be tagged as state property; provides Class E felony penalty for removing state property identification tag Amends TCA Title 66, Chapter 29. by *Buck.

House Bill No. 2637 -- Criminal Offenses - Creates Class E felony offense for possession of any substance with intent to use such substance in manufacture of controlled substance. Amends TCA Title 39, Chapter 17, Part 4. by *Buck.

House Bill No. 2638 -- Criminal Offenses - Create Class E felony offense for possession of ephedrine, pseudoephedrine or their by-products with intent to manufacture amphetamine, methamphetamine or their analogs. Amends TCA Title 39, Chapter 17, Part 4. by *Buck.

House Bill No. 2639 -- Criminal Offenses - Creates Class D felony offense for criminal exposure to drug trafficking. Amends TCA Title 39, Chapter 17, Part 4. by *Buck.

House Bill No. 2640 -- Firearms and Ammunition - Allows law enforcement officers to carry weapons off duty subject to certain exceptions. Amends TCA Title 39, Chapter 17, Part 13. by *Buck.

House Bill No. 2641 -- Criminal Offenses - Creates Class D felony offense for possession with intent to use drug paraphernalia to manufacture, compound, produce, prepare, test or analyze amphetamine, methamphetamine or any of their analogs; creates Class C felony offense if activity occurs on property open to public for lodging. Amends TCA Title 39, Chapter 17, Part 4. by *Buck.

House Bill No. 2642 -- Highway Signs - Lakeside Resort and Educational Complex, I-40, Exit 273, Putnam County. by *Buck.

House Bill No. 2643 -- Corporations, For Profit - Enables corporation to convert to limited liability company; establishes procedure for accomplishing such conversion. Amends TCA Title 48, Chapter 21, and Chapters 201-248. by *McMillan.

House Bill No. 2644 -- Custody and Support - Allows initiation of termination of parental rights or modification of prior order of custody based upon grounds that custodial parent has been convicted or found civilly liable for the intentional and wrongful death of the child's other parent. Amends TCA Title 36, Chapter 1 and Title 36, Chapter 6. by *McMillan.

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House Bill No. 2645 -- Domestic Violence - Provides that if domestic violence defendant discharged from conditions of release imposed by court, court required to notify law enforcement agencies that defendant no longer subject to such conditions and requires administrative office of courts to prepare such notification form. Amends TCA Title 40, Chapter 11. by *McMillan.

House Bill No. 2646 -- Criminal Offenses - Clarifies that "owner" for purposes of burglary and related offenses does not include person who is restrained from property or habitation as result of court order obtained by person maintaining residence on such property. Amends TCA Title 39, Chapter 14, Part 4. by *McMillan.

House Bill No. 2647 -- Sexual Offenses - Redefines "victim" for purpose of sexual offense to include defendant's spouse; deletes offenses of spousal rape and spousal sexual battery. Amends TCA Title 39, Chapter 13, Part 5. by *McMillan.

House Bill No. 2648 -- Domestic Violence - Deletes requirement that officer serving final order of protection must read order to respondent; authorizes service of such order by personal service or mail as provided in the Rules of Civil Procedure. Amends TCA Title 36, Chapter 3, Part 6. by *McMillan.

House Bill No. 2649 -- Sexual Offenses - Creates offense of parent, stepparent, guardian or custodian of child knowingly failing to protect such child from certain sexual offenses; sets punishment for such offense. Amends TCA Title 39. by *McMillan.

House Bill No. 2650 -- Highways, Roads and Bridges - Broadens offense of driving on revoked, cancelled or suspended license to apply to driving "within the entire width between the boundary lines of every way publicly maintained which is open to the use of the public for purposes of vehicular travel, or the premises of any shopping center, trailer park or apartment house complex or any other premises frequented by the public at large" instead of applying to driving "on any public highway." Amends TCA Title 55, Chapter 50, Part 5. by *McMillan.

House Bill No. 2651 -- Sentencing - Adds enhancement factor by which defendant's sentence may be increased within appropriate range that defendant abused position of trust with parent or guardian of child victim that significantly facilitated commission of offense. Amends TCA Title 40, Chapter 35. by *McMillan.

House Bill No. 2652 -- Sentencing - Clarifies that submitting false report of bomb, fire or other emergency is Class E felony Amends TCA Title 39, Chapter 16, Part 5. by *McMillan.

House Bill No. 2653 -- Firearms and Ammunition - Increases by one classification punishment for offense committed while using or displaying firearm if at time of offense defendant was prohibited by law from possessing firearm. Amends TCA Title 39, Chapter 17, Part 13. by *McMillan.

House Bill No. 2654 -- Sexual Offenses - Creates Class E felony offense of person over 18 years of age using electronic communication, such as Internet, to solicit person less than 18 years of age to engage in sexual activity or with intent to engage in sexual activity Amends TCA Title 39, Chapter 13. by *McMillan.

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House Bill No. 2655 -- Sentencing - Clarifies that after sentencing of criminal defendant, the uniform judgment document is public record; enacts "Criminal Sentence Explanation Act of 2000." Amends TCA Title 40, Chapter 35, Part 2. by *McMillan.

House Bill No. 2656 -- Drugs - Expands drug-free school zone from 1,000 feet to 1,500 feet of real property of school. Amends TCA Section 39-17-432. by *McMillan.

House Bill No. 2657 -- Public Records - Increases from ten days to ten business days time in which report shall be made by state agency releasing public records originating in office of county assessor of property. Amends TCA Title 10 and Title 12. by *McMillan.

House Bill No. 2658 -- Drugs - Requires retailer who sells muratic acid or acetone to require purchaser to show proper identification and to sign register; creates Class E felony offense for possession of muratic acid or acetone with intent to use in manufacture of controlled substance. Amends TCA Title 39, Chapter 17, Part 4 and Title 53. by *McMillan.

House Bill No. 2659 -- Campaigns - Decreases time a multicandidate political campaign committee other than committee controlled by political party shall make contribution to any candidate from ten days before election to 14 days before election. Amends TCA Title 2, Chapter 10. by *McMillan.

House Bill No. 2660 -- Election Laws - Allows registry of election finance to assess late filing fee of \$30.00 a day up to maximum of \$900 instead of \$25.00 a day up to maximum of \$750; increases class 1 offense civil penalty from \$25.00 a day up to maximum of \$750 to \$30.00 a day up to maximum of \$900. Amends TCA Title 2, Chapter 10; Title 3, Chapter 6, Part 1 and Title 8, Chapter 50, Part 5. by *McMillan.

House Bill No. 2661 -- Secretary of State - Transfers local planning assistance section and local government planning advisory committee from department of economic and community development to secretary of state's office. Amends TCA Title 4 and Title 8. by *McMillan.

House Bill No. 2662 -- Loan Companies and Short Term Lenders - Makes records and information concerning pawn transactions provided to law enforcement agencies confidential. Amends TCA Title 45, Chapter 6, Part 2. by *DeBerry L.

House Bill No. 2663 -- Loan Companies and Short Term Lenders - Makes certain transaction information and records furnished to law enforcement agencies confidential. Amends TCA Section 10-7-504. by *DeBerry L.

House Bill No. 2664 -- Internet - Enacts "Tennessee Internet Personal Information Privacy Act of 2000." by *DeBerry L.

***House Bill No. 2665** -- Internet - Enacts "Tennessee Internet Personal Information Privacy Act of 2000." by *DeBerry L.

House Bill No. 2666 -- Corporations, For Profit - Allows reinstatement of foreign corporation where corporate authority to transact business in Tennessee has been administratively revoked for more than two years Amends TCA Section 48-25-303 and Section 48-65-303. by *Cole (Carter).

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House Bill No. 2667 -- Unemployment Compensation - Increases rate of premiums employers pay from 5.5 percent to 6.5 percent of wages; revises information to be supplied by employers in separation issues to include witnesses and details of relevant events. Amends TCA Title 50, Chapter 7. by *West.

House Bill No. 2668 -- Driver Licenses - Increases from ten to 21 days time in which department must notify licensing state and commercial driver license information system that commercial driver has violated traffic law; increases from ten to 21 days time in which clerk must notify department of conviction of commercial driver violating traffic law. Amends TCA Title 55, Chapter 50. by *Turner (Shelby), *Bowers, *DeBerry J, *Jones U (Shelby), *Miller L, *Brooks, *Towns.

House Bill No. 2669 -- Taxes - Specifies means for determining value of corporate property and stock of investment companies in Tennessee Amends TCA Title 67, Chapter 5, Part 11. by *Turner (Shelby), *Bowers, *DeBerry J, *Jones U (Shelby), *Brooks, *Towns.

***House Bill No. 2670** -- Teachers, Principals and School Personnel - Allows non-citizens to be employed at public schools and colleges in Tennessee. Amends TCA Title 49, Chapter 5, Part 2. by *Hagood.

House Bill No. 2671 -- Holidays and Days of Special Observance - Workers Memorial Day, every April 28, to commemorate workers who have been killed or injured on the job. Amends TCA Title 15, Chapter 2. by *Givens.

House Bill No. 2672 -- Criminal Procedure - Authorizes court of record to order that reports of county medical examiners, toxicological reports and autopsy reports not be subject to disclosure upon petition by district attorney general that disclosure may seriously impede or impair investigation of homicide or felony; permits certain portions to be disclosed. Amends TCA Section 38-7-110. by *Turner (Hamilton).

House Bill No. 2673 -- Local Government, General - Increases monetary amount of penalties counties and municipalities may impose for false alarms for monitoring and/or response services to alarm systems; amounts increase as number of false alarms increase during 12 month period. Amends TCA Title 62, Chapter 32, Part 3. by *Turner (Hamilton).

House Bill No. 2674 -- Highway Signs - Defines "breakfast" for specific service sign purposes. Amends TCA Section 54-5-1101. by *White, *Newton, *Ridgeway.

House Bill No. 2675 -- Signal Mountain - Subject to local approval, specifies certain procedures for filling vacancies occurring on the town council. Amends Chapter 126 of the Private Acts of 1990. by *McAfee.

House Bill No. 2676 -- Alcoholic Beverages - Clarifies obligations and requirements on manufacturer that operates as retailer at manufacturer's location or site contiguous thereto for sales of not more than 5,000 barrels of beer annually. Amends TCA Title 57, Chapter 5 and Chapter 6. by *McAfee.

House Bill No. 2677 -- Public Records - Allows any governmental agency to impose fee for production of electronic data or maps and papers generated through GIS project; requires such fee to reflect cost of agency in developing and maintaining the electronic data. Amends TCA Section 10-7-506. by *McDaniel.

House Bill No. 2678 -- Environment and Conservation, Department of - Clarifies certain departmental supervisory responsibilities with respect to construction of solid waste processing facilities. Amends TCA Title 68. by *Davidson, *Garrett.

House Bill No. 2679 -- Education - Revises "zero tolerance" law on suspension or expulsion of students who commit certain offenses. Amends TCA Title 49, Chapter 6. by *Davidson, *Kerr.

House Bill No. 2680 -- Teachers, Principals and School Personnel - Allows teachers at Category I, II, or III non-public schools to receive professional licensure on same basis as similarly qualified public school teachers. Amends TCA Title 49, Chapter 5. by *Davidson.

***House Bill No. 2681** -- Juvenile Offenders - Redefines, in part, "unruly child" from child who is habitually truant from school without justification to child who is truant from school. Amends TCA Section 37-1-102. by *Scroggs.

House Bill No. 2682 -- State Government - Allocates 70 percent of certain balance in special revenue funds, reserves, accounts and deposits to general fund for deficit reduction and allocates 30 percent of such amount as bonuses for employees in department or entity which receives special revenue funds. by *Scroggs.

House Bill No. 2683 -- Codes - Allows facilities owner or operator to temporarily reconfigure available bathrooms for estimated number of men and women at particular event if the ratio of men to women attendees is different than 1:1. Amends TCA Title 68, Chapter 120, Part 5. by *Chumney, *Bone, *Beavers.

House Bill No. 2684 -- Domestic Violence - Creates separate offense of domestic assault, defined as assault committed against a family or household member and punished the same as assault. Amends TCA Title 39, Chapter 13, Part 1. by *Garrett.

House Bill No. 2685 -- Domestic Violence - Requires court issuing order of protection to immediately have copy delivered to local law enforcement agencies; requires local law enforcement agencies to immediately enter any order received in the Tennessee crime information system regardless of whether it has yet been served. Amends TCA Title 36, Chapter 3, Part 6. by *Garrett.

House Bill No. 2686 -- TennCare - Requires employers to inquire if new hire TennCare enrollee; requires employer to withhold any TennCare premium to be paid by new hire and to remit premium payment to the state. Amends TCA Title 71. by *Head.

House Bill No. 2687 -- Weights and Measures - Revises Certified Public Weigher Law to authorize electronic seal and signature; changes license renewal from annual to 24 month alternative intervals; provides for transition period with proportional fee; gives 30 day grace period on renewals. Amends TCA Section 47-26-802; Section 47-26-807; Section 47-26-808, and Section 47-26-810. by *Cole (Dyer), *Givens, *Ferguson, *Bowers, *Bone, *Sargent, *Ford S, *Newton, *Phelan, *Roach.

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House Bill No. 2688 -- Custody and Support - Directs that any child support payment made to department of human services without coupon or necessary identifying information is delinquent and subject to enforcement remedies and, in commissioner's discretion, civil penalty may be imposed. Amends TCA Title 36, Chapter 5, Part 1. by *Chumney, *Maddox, *DeBerry J, *DeBerry L, *Fowlkes.

House Bill No. 2689 -- Day Care - Prohibits certain persons from serving as volunteer or being employed as driver for children for child welfare agency; adds child welfare agencies where children are present to protections regarding certain sale of beer. Amends TCA Section 57-5-105 and Title 71, Chapter 3, Part 5. by *Chumney, *DeBerry L, *Fowlkes.

House Bill No. 2690 -- Day Care - Permits department of human services to issue restricted license; requires proof of insurance; authorizes agency review before lifting probation status; authorizes civil penalties. Amends TCA Title 71, Chapter 3. by *Chumney, *DeBerry L, *Fowlkes.

House Bill No. 2691 -- Day Care - Requires department of human services to establish system for report card evaluation of child care centers and entities funded under TCA 71-1-130; defines key indicators for report cards which are to be posted; requires annual report card; permits audits. Amends TCA Title 71, Chapter 1, Part 1. by *Chumney, *Maddox, *DeBerry J, *DeBerry L, *Fowlkes.

House Bill No. 2692 -- Day Care - Requires the department of education to expand Smart Start program by adding 20 more programs in cooperation with department of human services. Amends TCA Title 49, Chapter 6, Part 1. by *Chumney, *Maddox, *DeBerry J, *DeBerry L, *Fowlkes.

House Bill No. 2693 -- Day Care - Requires background checks for certain child care providers; procedures; notice; permissive for certain agencies. Amends TCA Title 71, Chapter 3, Part 5. by *Chumney, *Maddox, *DeBerry J, *Davis (Washington), *Fowlkes.

House Bill No. 2694 -- Cooperatives - Removes prohibition against members voting by mail at directorate district meeting. Amends TCA Section 65-25-208. by *Walker (Rhea), *Curtiss.

House Bill No. 2695 -- Day Care - Requires that no child care center transport child longer than 45 minutes without waiver of department of human services; requires passenger log procedures; increases, to extent available, reimbursement under TCA 71-1-130. Amends TCA Title 71, Chapter 3, Part 5 and Section 71-1-130. by *Chumney, *Maddox, *DeBerry J, *DeBerry L, *Fowlkes.

House Bill No. 2696 -- Day Care - Prohibits issuance of a child care center license after 1/1/01, if child care director does not have early childhood technical assistant credential with two years experience, unless grandfathered. Amends TCA Title 71, Chapter 3, Part 5. by *Chumney, *Maddox, *DeBerry J, *DeBerry L, *Fowlkes.

House Bill No. 2697 -- Day Care - Creates criminal offense of making false statement regarding day care services and credentials of certain persons; authorizes Class A misdemeanor and licensure actions. Amends TCA Title 71, Chapter 3, Part 5. by *Chumney, *Maddox, *DeBerry J, *DeBerry L, *Fowlkes.

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House Bill No. 2698 -- Sentencing - Creates sentencing enhancement factor on aggravated assault that victim was child under 18 and defendant was a licensee, operator, care giver, employee or volunteer of child welfare agency under TCA 71-3-501, who was responsible for child at time of assault. Amends TCA Title 39, Chapter 13, Part 1. by *Chumney, *Maddox, *DeBerry J, *DeBerry L, *Fowlkes.

House Bill No. 2699 -- Day Care - Prohibits person or entity with certain interests in child care facility from being department of human services grantee or contractor for child care broker services; defines interests. Amends TCA Title 71, Chapter 1, Part 1. by *Chumney, *Maddox, *DeBerry J, *Fowlkes.

House Bill No. 2700 -- State Government - Establishes office of quality development within department of finance and administration; establishes state government quality management council to further objectives of State Government Quality Management Improvement Act of 1992. Amends TCA Title 4, Chapter 3, Part 53. by *Chumney.

House Bill No. 2701 -- Courts, General Sessions - Authorizes chief justice of supreme court, after hearing, to determine that judge of general sessions court is permanently disabled if judge is absent due to disability for six consecutive months or longer; chief justice to declare vacancy exists and vacancy filled as provided by law. Amends TCA Section 17-2-116. by *Buck.

***House Bill No. 2702** -- Abortion - Conforms medical emergency exception in abortion law to medical emergency exception that consent of parent be obtained for minor to obtain abortion. Amends TCA Section 39-15-202. by *Scroggs.

House Bill No. 2703 -- Mental Health and Mental Retardation, Dept. of - Requires rules to be adopted before certain settlement agreements may be applied to certain licensees; requires fiscal impact on licensees; defines how payments shall be determined. Amends TCA Title 33, Chapter 2. by *Wood.

House Bill No. 2704 -- Unemployment Compensation - Creates mechanism for commissioner when certain circumstances exist to develop and utilize similar formula as was developed for funding job skills program to revise percentage of unemployment insurance premiums charged to employers for deposit in Unemployment Trust Fund and be assessed rate to fund equipment for higher education. Amends TCA Title 50, Chapter 7, Part 4. by *Wood.

House Bill No. 2705 -- State Government - Enhances incentives for state employee suggestions to improve efficiency of state government. Amends TCA Title 4, Chapter 27 and Title 9, Chapter 4. by *Dunn, *Kerr.

House Bill No. 2706 -- Education - Authorizes LEAs to enter into contracts with non-public schools within or without service area of LEA to alleviate overcrowding instead of spending funds on capital improvements; contracts to be nondiscriminatory and with parent or legal guardian approval for child to attend such non-public school; LEA to continue receiving state or local funding for student. Amends TCA Title 49, Chapter 2. by *Dunn, *Kerr.

House Bill No. 2707 -- Forest and Forest Products - Directs forestry commission to include Water Quality Control Act of 1977 in its formulation and recommendation of policies and annual report to governor and general assembly; changes meeting of water quality control board from two to four times per year Amends TCA Title 11, Chapter 4 and Title 69, Chapter 3. by *Odom.

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House Bill No. 2708 -- Telecommunications - Authorizes blind persons to make up to 25 free directory assistance calls each month using special PIN number given by Tennessee regulatory authority. Amends TCA Title 65. by *Odom.

House Bill No. 2709 -- Explosives - Requires commissioner of commerce and insurance to purchase three seismograph machines for use in investigations of blasting operations. Amends TCA Title 68, Chapter 105, Part 1. by *Odom.

House Bill No. 2710 -- Taxes, Privilege - Earmarks portion of proceeds from Local Parks Acquisition Fund for program administration by recreation resources division of department of environment and conservation; limits amount commissioner may allocate to not more than 3.5 percent of moneys in fund Amends TCA Section 67-4-409. by *Odom.

House Bill No. 2711 -- Forest and Forest Products - Establishes forest management practices for silvicultural activities; creates enforcement provisions and provides penalties for violation of stop work orders Amends TCA Title 69, Chapter 3. by *Odom.

House Bill No. 2712 -- Forest and Forest Products - Imposes certain requirements on certain logging activities. Amends TCA Title 11, Chapter 4 and Title 69, Chapter 3. by *Odom.

***House Bill No. 2713** -- County Government - Provides that county conservation board may not be created in any county in which county legislative body has elected to operate and maintain its parks and recreation facilities pursuant to one of the alternatives set forth in TCA 11-24-103. Amends TCA Title 11, Chapter 24 and Title 11, Chapter 21. by *Walley.

House Bill No. 2714 -- TennCare - Enacts "TennCare Amnesty Act"; to extent permitted by federal law, gives ineligible persons currently enrolled in TennCare 60 days from date act takes effect to voluntarily request disenrollment; failure to so act within period subjects person to appropriate criminal penalties for fraud or theft and program penalties. by *Harwell.

House Bill No. 2715 -- Civil Procedure - Prohibits attachment, execution, or seizure of works of art while in transit to or on exhibition at non-profit gallery or institution for cultural or educational purpose and not conducted for profit of exhibitor. by *Pruitt, *West, *Bone, *Garrett, *Briley, *Jones, S., *Robinson, *Arriola, *Odom.

House Bill No. 2716 -- Welfare - Makes state surplus motor vehicles and forfeited motor vehicles available without cost to commissioner of human services for use by Families First participants prior to sale or other disposition of vehicle. Amends TCA Title 12, Chapter 2, Part 4 and Title 40, Chapter 33, Part 2. by *Armstrong, *Dunn, *Brown, *Tindell, *Pruitt.

House Bill No. 2717 -- Massage - Exempts practice of reflexology from massage therapists licensure requirements. Amends TCA Title 63, Chapter 18, Part 2. by *Armstrong.

House Bill No. 2718 -- Explosives - Permits local government entities to adopt requirements for notification of residents and/or businesses, within one-half mile radius of blasting site, before detonation of explosives. Amends TCA Title 68, Chapter 105, Part 1. by *Armstrong, *Tindell, *Hagood, *Boyer.

House Bill No. 2719 -- Public Property - Requires that board of directors for public building authorities include men and women in Shelby, Davidson, Knox and Hamilton counties. Amends TCA Title 12, Chapter 10. by *Tindell, *Hagood, *Boyer, *Buttry.

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House Bill No. 2720 -- Financial Disclosure - Clarifies that largest municipality in certain counties may adopt ordinances enacting more stringent financial disclosure requirements of candidates for municipal public office than required under Campaign Financial Disclosure Act of 1980. Amends TCA Title 2. by *Turner (Shelby), *Hagood, *Dunn, *Bittle, *Buttry.

House Bill No. 2721 -- Teachers, Principals and School Personnel - Increases number of days retired teachers can work as non-substitute teachers without loss of retirement benefits from 100 to 200 days per year Amends TCA Section 8-36-805. by *Turner (Shelby), *DeBerry J, *Jones U (Shelby), *Miller L, *Towns, *Bowers.

House Bill No. 2722 -- Municipal Government - Authorizes municipal tax collector to accept payment of taxes, interest, penalties and fees by credit card. Amends TCA Section 6-55-101. by *Armstrong, *Tindell, *Armstrong, *Boyer, *Dunn, *Bittle, *Buttry.

House Bill No. 2723 -- Trusts - Authorizes reformation of certain inter vivos and testamentary charitable remainder trusts created prior to and after 12/10/98, to comply with applicable federal tax regulations regarding qualifying payments to non-charitable beneficiaries. Amends TCA Title 35, Chapter 9. by *Boyer, *Scroggs.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 2002** -- Sunset Laws - Southern states energy board, June 30, 2006. Amends TCA Title 4, Chapter 29, and Title 68, Chapter 202. by *Springer, *Dixon. (HB2068 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2003** -- Sunset Laws - Terminates Tennessee competitive export corporation. Amends TCA Title 4, Chapter 29 and Title 13, Chapter 27. by *Springer, *Dixon. (HB2058 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2004** -- Sunset Laws - Terminates Tennessee international trade and export development advisory council. Amends TCA Title 4, Chapter 29 and Title 13, Chapter 27. by *Springer, *Dixon. (HB2057 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2005** -- Sunset Laws - Committee for purchase from the blind and other severely disabled, June 30, 2006. Amends TCA Title 4, Chapter 29, and Title 71, Chapter 4. by *Springer, *Dixon. (HB2089 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2006** -- Sunset Laws - Terminates energy advisory board. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Springer, *Dixon. (HB2079 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2007** -- Sunset Laws - Public safety committee, June 30, 2002. Amends TCA Title 4, Chapter 29 and Title 7, Chapter 86. by *Springer, *Dixon. (HB2073 by *Kernell, *Garrett, *Brooks)

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***Senate Bill No. 2008** -- Sunset Laws - Southern dairy compact, June 30, 2002. Amends TCA Title 4, Chapter 29 and Title 43, Chapter 35. by *Springer, *Dixon. (HB2069 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2010** -- Sunset Laws - Sequatchie Valley planning and development agency, board of directors, June 30, 2008 Amends TCA Title 4, Chapter 29, and Title 64, Chapter 1. by *Springer, *Dixon. (HB2072 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2012** -- Sunset Laws - Public records commission, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 10, Chapter 7. by *Springer, *Dixon. (HB2074 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2013** -- Sunset Laws - Interstate earthquake compact of 1988, June 30, 2008. Amends TCA Title 4, Chapter 29, and Title 58, Chapter 2. by *Springer, *Dixon. (HB2077 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2015** -- Sunset Laws - State funding board, June 30, 2008 Amends TCA Title 4, Chapter 29, and Title 9, Chapter 9. by *Springer, *Dixon. (HB2062 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2016** -- Sunset Laws - Local government insurance committee, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 8, Chapter 27. by *Springer, *Dixon. (HB2075 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2018** -- Sunset Laws - Civil service commission, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 8, Chapter 30. by *Springer, *Dixon. (HB2090 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2020** -- Sunset Laws - State capitol commission, June 30, 2008; adds three citizen members to commission. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 8. by *Springer, *Dixon. (HB2065 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2021** -- Sunset Laws - Southern regional emergency management assistance compact, June 30, 2008. Amends TCA Title 4, Chapter 29, and Title 58, Chapter 2. by *Springer, *Dixon. (HB2067 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2022** -- Sunset Laws - Southern interstate nuclear compact, June 30, 2006. Amends TCA Title 4, Chapter 29, and Title 68, Chapter 202. by *Springer, *Dixon. (HB2076 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2023** -- Sunset Laws - Tennessee emergency management agency, June 30, 2004. Amends TCA Title 4, Chapter 29 and Title 58, Chapter 2. by *Springer, *Dixon. (HB2059 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2025** -- Sunset Laws - Tennessee science and technology advisory council, June 30, 2004. Amends TCA Title 4, Chapters 14 and 29. by *Springer, *Henry, *Dixon. (HB2056 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2026** -- Sunset Laws - Tennessee tollway authority, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 54, Chapter 15. by *Springer, *Dixon. (HB2055 by *Kernell, *Garrett, *Brooks)

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***Senate Bill No. 2027** -- Sunset Laws - Compact on the placement of children, June 30, 2006. Amends TCA Title 4, Chapter 29, and Title 37, Chapter 4. by *Springer, *Dixon. (HB2088 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2028** -- Sunset Laws - Insurance committee, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 8, Chapter 27. by *Springer, *Dixon. (HB2061 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2030** -- Sunset Laws - Four Lake regional industrial development authority, June 30, 2006. Amends TCA Title 4, Chapter 29, and Title 64, Chapter 5. by *Springer, *Rochelle, *Dixon. (HB2078 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2034** -- Sunset Laws - Disaster relief commission, June 30, 2008. Amends TCA Title 4, Chapter 29, and Title 58, Chapter 2. by *Springer, *Dixon. (HB2085 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2037** -- Sunset Laws - State board of equalization, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Springer, *Dixon. (HB2064 by *Kernell, *Garrett, *Brooks)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 2492 -- Taxes, Real Property -- House State and Local Government Committee

House Bill No. 2493 -- Taxes, Real Property -- House State and Local Government Committee

***House Bill No. 2494** -- Funeral Directors and Embalmers -- House Commerce Committee

House Bill No. 2495 -- Insurance, Health, Accident -- House Commerce Committee

House Bill No. 2496 -- Police -- House State and Local Government Committee

House Bill No. 2497 -- Victims' Rights -- House Judiciary Committee

***House Bill No. 2498** -- Driver Licenses -- House Transportation Committee

House Bill No. 2499 -- TennCare -- House Commerce Committee

House Bill No. 2500 -- Real Estate Agents and Brokers -- House Commerce Committee

House Bill No. 2501 -- Courts, Juvenile -- House State and Local Government Committee

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House Bill No. 2502 -- Taxes, Income -- House Finance, Ways and Means Committee

House Bill No. 2503 -- Garnishments and Executions -- House Judiciary Committee

House Bill No. 2504 -- Estates -- House Judiciary Committee

House Bill No. 2505 -- Mental Illness -- House Judiciary Committee

House Bill No. 2506 -- Guardianship -- House Judiciary Committee

House Bill No. 2507 -- Cemeteries -- House Finance, Ways and Means Committee

House Bill No. 2508 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 2509 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 2510 -- Custody and Support -- House Children and Family Affairs Committee

House Bill No. 2511 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 2512 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 2513 -- Basic Education Program (BEP) -- House Education Committee

House Bill No. 2514 -- Alcoholic Beverages -- House State and Local Government Committee

House Bill No. 2515 -- Smyrna -- Local Bill Held on House Desk

House Bill No. 2516 -- Fireworks -- House Commerce Committee

House Bill No. 2517 -- Law Enforcement -- House Judiciary Committee

House Bill No. 2518 -- Utilities, Utility Districts -- House State and Local Government Committee

House Bill No. 2519 -- State Symbols -- House State and Local Government Committee

House Bill No. 2520 -- Insurance, Health, Accident -- House State and Local Government Committee

House Bill No. 2521 -- Sewage -- House Health and Human Resources Committee

House Bill No. 2522 -- Planning, Public -- House State and Local Government Committee

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House Bill No. 2523 -- Mental Retardation -- House Health and Human Resources Committee

House Bill No. 2524 -- Telecommunications -- Caption Bill Held on House Desk

House Bill No. 2525 -- Education -- House Education Committee

***House Bill No. 2526** -- Juvenile Offenders -- House Children and Family Affairs Committee

House Bill No. 2527 -- Appropriations -- House Finance, Ways and Means Committee

***House Bill No. 2528** -- Veterans -- House State and Local Government Committee

House Bill No. 2529 -- Children -- House Children and Family Affairs Committee

House Bill No. 2530 -- Teachers, Principals and School Personnel -- House Education Committee

House Bill No. 2531 -- Business and Commerce -- House State and Local Government Committee

House Bill No. 2532 -- Courts, Juvenile -- House Judiciary Committee

House Bill No. 2533 -- Highway Signs -- House Transportation Committee

House Bill No. 2534 -- Funeral Directors and Embalmers -- House Commerce Committee

House Bill No. 2535 -- Game and Fish Laws -- House Conservation and Environment Committee

House Bill No. 2536 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 2537 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 2538 -- Banks and Financial Institutions -- House Commerce Committee

House Bill No. 2539 -- Health -- House Health and Human Resources Committee

House Bill No. 2540 -- Historical Sites and Preservation -- Caption Bill Held on House Desk

House Bill No. 2541 -- Hospitals and Health Care Facilities -- House Judiciary Committee

House Bill No. 2542 -- Railroads -- House Transportation Committee

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***House Bill No. 2543** -- Railroads -- House Transportation Committee

House Bill No. 2544 -- Railroads -- House Transportation Committee

House Bill No. 2545 -- Boats, Boating -- House Conservation and Environment Committee

House Bill No. 2546 -- Agriculture -- House Government Operations Committee

House Bill No. 2547 -- Agriculture -- House Government Operations Committee

House Bill No. 2548 -- Agriculture -- House Government Operations Committee

House Bill No. 2549 -- Agriculture -- House Government Operations Committee

House Bill No. 2550 -- Agriculture -- House Government Operations Committee

House Bill No. 2551 -- Agriculture -- House Government Operations Committee

House Bill No. 2552 -- University of Tennessee -- House Education Committee

House Bill No. 2553 -- Education -- House Education Committee

House Bill No. 2554 -- Consumer Protection -- House Consumer and Employee Affairs Committee

House Bill No. 2555 -- Taxes, Real Property -- House State and Local Government Committee

House Bill No. 2556 -- Contractors -- House Commerce Committee

House Bill No. 2557 -- Development Districts -- House Finance, Ways and Means Committee

House Bill No. 2558 -- Economic and Community Development -- Caption Bill Held on House Desk

House Bill No. 2559 -- Economic and Community Development -- Caption Bill Held on House Desk

House Bill No. 2560 -- Appeal and Review -- House Judiciary Committee

House Bill No. 2561 -- Custody and Support -- House Children and Family Affairs Committee

House Bill No. 2562 -- Taxes, Real Property -- House State and Local Government Committee

House Bill No. 2563 -- Loan Companies and Short Term Lenders -- House Commerce Committee

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- House Bill No. 2564** -- Sales -- House Judiciary Committee
- House Bill No. 2565** -- Guardianship -- House Judiciary Committee
- House Bill No. 2566** -- Custody and Support -- House Children and Family Affairs Committee
- House Bill No. 2567** -- Civil Procedure -- House Judiciary Committee
- House Bill No. 2568** -- Evidence -- House Judiciary Committee
- House Bill No. 2569** -- Sales -- House Judiciary Committee
- House Bill No. 2570** -- Evidence -- House Judiciary Committee
- House Bill No. 2571** -- DUI/DWI Offenses -- House Judiciary Committee
- House Bill No. 2572** -- Fiduciaries -- House Judiciary Committee
- House Bill No. 2573** -- Criminal Offenses -- House Judiciary Committee
- House Bill No. 2574** -- Unemployment Compensation -- House Consumer and Employee Affairs Committee
- House Bill No. 2575** -- Driver Licenses -- Caption Bill Held on House Desk
- House Bill No. 2576** -- Criminal Offenses -- House Judiciary Committee
- House Bill No. 2577** -- Business Organizations -- House Judiciary Committee
- House Bill No. 2578** -- Employees, Employers -- House Consumer and Employee Affairs Committee
- House Bill No. 2579** -- Purchasing -- Caption Bill Held on House Desk
- House Bill No. 2580** -- Insurance Companies, Agents, Brokers, Policies -- House Commerce Committee
- House Bill No. 2581** -- Attorneys at Law -- House Commerce Committee
- House Bill No. 2582** -- Employees, Employers -- House Consumer and Employee Affairs Committee
- House Bill No. 2583** -- Animals -- House Agriculture Committee
- House Bill No. 2584** -- Real Property -- Caption Bill Held on House Desk
- House Bill No. 2585** -- Workers' Compensation -- House Consumer and Employee Affairs Committee

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House Bill No. 2586 -- Judges and Chancellors -- House State and Local Government Committee

***House Bill No. 2587** -- TennCare -- House Commerce Committee

***House Bill No. 2588** -- Day Care -- House Health and Human Resources Committee

***House Bill No. 2589** -- Day Care -- House Health and Human Resources Committee

House Bill No. 2590 -- Taxes, Real Property -- House State and Local Government Committee

House Bill No. 2591 -- Children -- House Government Operations Committee

***House Bill No. 2592** -- Day Care -- House Health and Human Resources Committee

House Bill No. 2593 -- Education, Higher -- House Judiciary Committee

House Bill No. 2594 -- Election Laws -- House State and Local Government Committee

House Bill No. 2595 -- Solid Waste Disposal -- House Health and Human Resources Committee

House Bill No. 2596 -- Aged Persons -- House Judiciary Committee

House Bill No. 2597 -- County Government -- House State and Local Government Committee

House Bill No. 2598 -- Funeral Directors and Embalmers -- House Commerce Committee

House Bill No. 2599 -- Boards and Commissions -- House State and Local Government Committee

House Bill No. 2600 -- Funeral Directors and Embalmers -- House Commerce Committee

House Bill No. 2601 -- Traffic Safety -- House Transportation Committee

House Bill No. 2602 -- Taxes, Franchise -- House Finance, Ways and Means Committee

House Bill No. 2603 -- Water -- House Conservation and Environment Committee

House Bill No. 2604 -- Sewage -- House Health and Human Resources Committee

House Bill No. 2605 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 2606 -- Taxes, Privilege -- Caption Bill Held on House Desk

House Bill No. 2607 -- Safety, Dept. of -- House Transportation Committee

CONSENT CALENDAR

House Joint Resolution No. 408 -- Memorials, Personal Occasion - Dr. Clayton Lee Carpenter, 80th birthday. by *Patton.

Senate Joint Resolution No. 563 -- Memorials, Personal Occasion - Joe and Billie Colorigh, 50th wedding anniversary. by *Haynes, *Harper.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes..... 95
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 1840** -- Education - Requires student to be enrolled in school under name that appears on certificate of birth and to use that throughout school career. Amends TCA Title 49, Chapter 6, Part 51. by *Ferguson. (SB1882 by *Davis L)

Rep. Ferguson moved that House Bill No. 1840 be reset for the Regular Calendar on February 10, 2000, which motion prevailed.

House Bill No. 1800 -- Drugs - Makes it lawful to own or receive legend drugs filled by mail by deleting restrictions and prohibitions. Amends TCA Section 53-10-104 and Section 53-10-105. by *DeBerry L. (*SB1058 by *Ford J)

On motion, House Bill No. 1800 was made to conform with **Senate Bill No. 1058**; the Senate Bill was substituted for the House Bill.

Rep. L. DeBerry moved that **Senate Bill No. 1058** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes..... 96
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 2004 -- Taxes, Sales - Exempts construction, operation and repair of Spallation Neutron Source Project from sales and use taxes. Amends TCA Title 67. by *Kisber, *Ferguson, *Caldwell, *Windle, *Roach, *Goins, *Dunn, *Baird, *Kerr, *McKee, *Newton, *Buttry, *McCord, *Montgomery, *Davis (Washington), *Gunnels, *Godsey, *Davis (Cocke), *Mumpower, *Brooks, *McAfee, *Bunch, *Hagood, *Sharp, *Bittle, *Pinion, *Wood, *Hassell, *McDaniel, *Boyer, *Patton, *Kisber, *Armstrong, *DeBerry J., *Bowers, *Towns, *Turner (Shelby), *Phelan, *DeBerry L., *Hargrove, *Givens, *Lewis, *Naifeh, *Kent, *Jones, S., *Arriola, *Walker (Rhea). (*SB2001 by *McNally, *Crowe, *Davis L., *Henry, *Harper, *Burchett)

On motion, House Bill No. 2004 was made to conform with **Senate Bill No. 2001**; the Senate Bill was substituted for the House Bill.

Rep. Kisber moved that Senate Bill No. 2001 be passed on third and final consideration.

Rep. Miller moved the previous question, which motion prevailed.

Rep. Kisber moved that **Senate Bill No. 2001** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes..... 96
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 2006** -- Taxes, Real Property - Allows property tax exemption to take effect retroactively up to 15 months earlier than date of application, but not earlier than date property began to be used for exempt purposes, when application is submitted due to relocation by applicant of use previously approved for exemption. Amends TCA Section 67-5-212. by *Kisber, *McDaniel. (SB2069 by *Cooper, *Cooper)

Rep. Kisber moved that House Bill No. 2006 be passed on third and final consideration.

Rep. Head moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2006 by deleting the directory language in Section 1 in its entirety and by substituting instead the following:

Tennessee Code Annotated, Section 67-5-212, is amended by adding the following sentence at the end of subsection (b)(3):

On motion, Finance, Ways and Means Committee Amendment No. 1 was adopted.

Rep. Kisber moved that **House Bill No. 2006**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

THURSDAY, JANUARY 27, 2000 – FORTY-SIXTH LEGISLATIVE DAY

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Miller, **House Bill No. 1443** was recalled from the State and Local Government Committee and withdrawn from the House.

On motion of Rep. Sands, **House Bill No. 1263** was recalled from the Judiciary Committee and withdrawn from the House.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 881: Rep(s). Windle as prime sponsor(s).

House Bill No. 1323: Rep(s). Windle as prime sponsor(s).

House Bill No. 1512: Rep(s). Ford and Pleasant as prime sponsor(s).

House Bill No. 2002: Rep(s). Tidwell, Miller, S. Jones, Caldwell, Briley, Tindell, Hargrove, Williams and Rinks as prime sponsor(s).

House Bill No. 2335: Rep(s). McDaniel and Kisber as prime sponsor(s).

ENROLLED BILLS

January 27, 2000

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 2006 and House Joint Resolution(s) No(s). 408.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

January 27, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2001; for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

SIGNED

January 27, 2000

The Speaker signed the following: Senate Bill(s) No(s). 2001.

MESSAGE FROM THE SENATE

January 27, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1058; also, Senate Joint Resolution(s) No(s). 563 for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

SIGNED

January 27, 2000

The Speaker signed the following: Senate Bill(s) No(s). 1058; also, Senate Joint Resolution(s) No(s). 563.

ENROLLED BILLS

January 27, 2000

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 55, 377, 383, 384, 385, 386, 387, 388, 389, 390, 395 and 397.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

January 27, 2000

The Speaker signed the following: House Joint Resolution(s) No(s). 55, 377, 383, 384, 385, 386, 387, 388, 389, 390, 395 and 397.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

January 27, 2000

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 55, 377, 383, 384, 385, 386, 387, 388, 389, 390, 395 and 397; signed by the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

THURSDAY, JANUARY 27, 2000 – FORTY-SIXTH LEGISLATIVE DAY

**REPORT OF CHIEF ENGROSSING CLERK
January 27, 2000**

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 55, 377, 383, 384, 385, 386, 387, 388, 389, 390, 395 and 397.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
January 27, 2000**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 176; amended, and concurred in by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

**CONSENT CALENDAR
January 27, 2000**

The following local bills have been placed on the Consent Calendar for **January 31, 2000**: House Bill(s) No(s). 2039, 2040, 2128, 2201, 2215, 2349, 2362 and 2515.

ROLL CALL

The roll call was taken with the following results:

Present 94

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

RECESS MOTION

On motion of Rep. Hargrove, the House stood in recess until 5:00 p.m., Monday, January 31, 2000.